



*Inf.*  
**PATENT**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:  
Richard L. Marks

Group Art Unit: 2612

Application No. 10/758,817

Examiner: Wang, K

Filed: January 16, 2004

Docket No. SONYP031

For: METHOD AND APPARATUS FOR  
OPTIMIZING CAPTURE DEVICE  
SETTINGS THROUGH DEPTH

Date: June 24, 2008

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail to: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on June 24, 2008.

Signed: *Kay Harlow*  
Kay Harlow

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a Request for Reconsideration in the above-identified application.

The fee has been calculated as shown below.

	Claims Remaining After <u>Amendment</u>	Highest Previously <u>Paid For</u>	Present <u>Extra</u>	SMALL ENTITY <u>RATE FEE</u>	OR	LARGE <u>RATE FEE</u>	ENTITY
TOTAL CLAIMS	<u>29</u> -	<u>32</u>	<u>00</u>	X25 = \$	OR	X50 = \$	
INDEP CLAIMS	<u>04</u> -	<u>04</u>	<u>00</u>	X105 = \$	OR	X210 = \$	
[ ] Multiple Dependent Claim Present and Fee Not Previously Paid				\$185		X370	\$
TOTAL				\$ _____		\$ _____	

- ☐ Applicant(s) hereby petition for a one-month extension of time to respond to the outstanding Office Action.
- ☒ Applicant(s) believe that no (additional) Extension of Time is required; however, if it is determined that such an extension is required, Applicant(s) hereby petition that such an extension be granted and authorize the Commissioner to charge the required fees for an Extension of Time under 37 CFR 1.136 to Deposit Account No. 50-0805.
- ☐ Enclosed is Check No. \_\_\_\_ in the amount of \$\_\_\_\_ to cover the additional claim fee and/or extension of time fees.
- ☒ If the required fees are missing or any additional fees are required to facilitate filing the enclosed response, please charge such fees or credit any overpayment to Deposit Account No. 50-0805 (Order No. SONYP031). A copy of this sheet is enclosed.

Respectfully submitted,  
MARTINE PENILLA & GENCARELLA, LLP

*Albert S. Penilla*  
Albert S. Penilla, Esq.  
Registration No. 39,487

710 Lakeway Drive, Suite 200  
Sunnyvale, CA 94085  
Telephone: (408) 774-6903  
Customer Number 25920



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:  
Richard L. Marks

Group Art Unit: 2612

Application No. 10/758,817

Examiner: Wang, K

Filed: January 16, 2004

Docket No. SONYPO31

For: METHOD AND APPARATUS FOR  
OPTIMIZING CAPTURE DEVICE  
SETTINGS THROUGH DEPTH

Date: June 24, 2008

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Signed: \_\_\_\_\_

Kay Harlow

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P.O. Box 1450  
Alexandria, VA 22313-1450

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The fee has been calculated as shown below.

	Claims Remaining After Amendment	Highest Previously Paid For	Present Extra	SMALL ENTITY RATE FEE	OR	LARGE RATE FEE	ENTITY
TOTAL CLAIMS	29 -	32	00	X25 = \$	OR	X50 = \$	
INDEP CLAIMS	04 -	04	00	X105 = \$	OR	X210 = \$	
[ ] Multiple Dependent Claim Present and Fee Not Previously Paid				\$185		X370	\$
			TOTAL	\$ _____		\$ _____	



Applicant(s) hereby petition for a one-month extension of time to respond to the outstanding Office Action.



Applicant(s) believe that no (additional) Extension of Time is required; however, if it is determined that such an extension is required, Applicant(s) hereby petition that such an extension be granted and authorize the Commissioner to charge the required fees for an Extension of Time under 37 CFR 1.136 to Deposit Account No. 50-0805.



Enclosed is Check No. \_\_\_\_ in the amount of \$ \_\_\_\_ to cover the additional claim fee and/or extension of time fees.



If the required fees are missing or any additional fees are required to facilitate filing the enclosed response, please charge such fees or credit any overpayment to Deposit Account No. 50-0805 (Order No. SONYPO31). A copy of this sheet is enclosed.

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In re the application of:	)	
Richard L. Marks	)	Group Art Unit: 2612
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Application No. 10/758,817	)	Examiner: Wang, K
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Filed: January 16, 2004	)	
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For: METHOD AND APPARATUS FOR	)	
OPTIMIZING CAPTURE DEVICE SETTINGS)	)	
THROUGH DEPTH	)	

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Signed: \_\_\_\_\_

Kay Harlow

**REQUEST FOR RECONSIDERATION**

**BOX: Amendment**  
Commissioner for Patents  
Alexandria, VA 22313-1450

Dear Sir:

Please consider the following remarks in this response to the Office Action dated March 24, 2008. The due date for response extends to June 24, 2008.

The listing of claims begins on page 2.

Remarks begin on page 10.